

IN THE MATTER OF
JUSTIN SPONAUGLE

Respondent

Registration No. T05908

* BEFORE THE
* MARYLAND STATE BOARD
* OF PHARMACY

*

* Case No. PT-11-011/11-306

* * * * *

CONSENT ORDER

Background

On or about October 28, 2010, Justin Sponaugle submitted a pharmacy technician renewal application to the Maryland State Board of Pharmacy (the "Board") in accordance with Md. Code, Health Occ. § 12-6B-08(c). On his renewal application, Mr. Sponaugle admitted to having received probation before judgment for operating a vehicle under the influence of alcohol during the renewal period

In lieu of instituting formal proceedings against Mr. Sponaugle's registration, in accordance with the Maryland Pharmacy Act, Md. Code, Health Occ. § 12-6B-01 *et seq.*, the Board has offered Mr. Sponaugle the opportunity to resolve this matter by agreeing to the terms set forth in this Consent Order.

FINDINGS OF FACT

1. Mr. Sponaugle was initially registered as a pharmacy technician on June 18, 2009.
2. On or about October 28, 2010, Mr. Sponaugle applied for renewal of his pharmacy technician registration.
3. On his renewal application, Mr. Sponaugle admitted to having pled guilty and receiving probation before judgment for operating a vehicle under the influence of alcohol during the renewal period.
4. Mr. Sponaugle provided a detailed explanation regarding the circumstances surrounding the criminal charge.
5. Mr. Sponaugle's explanation also stated that he was completing a court mandated twenty-four (24) week group counseling program at the time he submitted his renewal application.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Mr. Sponaugle is subject to discipline pursuant to Md. Code, Health Occ. § 12-6B-09(22).

ORDER

Based on an affirmative vote of the Board, it is this 11th day of MARCH, 2011, hereby:

ORDERED that within ten (10) days of the date of this Order, Mr. Sponaugle shall provide the Board with proof of having satisfactorily completed the terms of his probation, including the mandatory group counseling program; and be it further,


ORDERED that upon the next renewal of Mr. Sponaugle's pharmacy technician registration in October, 2012, he shall submit to a State criminal history records check; and be it further,

ORDERED that in the event Mr. Sponaugle's criminal history records check indicates further criminal activity, the Board may impose further disciplinary action against Mr. Sponaugle's registration, including suspension or revocation, after notice and an opportunity for a hearing; and be it further,

ORDERED that Mr. Sponaugle shall be responsible for all costs associated with this Consent Order; and be it further,

ORDERED that this is a formal order of the Maryland Board of Pharmacy and as such is a public document pursuant to the Md. Code, State Gov't, § 10-617(h).

3/11/2011
Date




Michael N. Souranis, P.D., President
Maryland Board of Pharmacy

CONSENT

1. By signing this Consent, I hereby affirm the findings of fact contained herein and agree to be bound by the foregoing Consent Order and its conditions.
2. I understand and agree that in the event the criminal history records check performed upon the 2012 renewal of my registration indicates further criminal activity, the Board may impose disciplinary action against me, including suspension or revocation of my pharmacy technician registration, after notice and an opportunity for a hearing.
3. By signing this Consent, I submit to the foregoing Consent Order as a resolution of this matter.
4. By signing this Consent, I waive any rights I may have had to contest the findings and determinations contained in this Consent Order.
5. I acknowledge the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.
6. I sign this Consent Order freely and voluntarily, aware of my right to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

3/1/2011
Date


Justin Sponaugle, Registered Pharmacy Technician

STATE OF MARYLAND
COUNTY/CITY OF QUEEN ANNE:

I hereby certify that on this 1 day of March, 2011, before me, a
Notary Public of the State of Maryland and County/City aforesaid, personally appeared
Justin Sponaugle, and made an oath in due form that the foregoing Consent was his
voluntary act and deed.

Hessie M. Hyman
Notary Public Hessie M. Hyman
My commission expires: 3/3/2012